

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

CHRISTIAN MARIE URLACHER, et al.,
Plaintiffs,

v.

Case No. 14-cv-0952

LIFE INSURANCE COMPANY OF
NORTH AMERICA, et al.,
Defendants.

ORDER

Plaintiffs in this case originally alleged a breach of contract claim against defendants for denial of plaintiffs' claim for life insurance benefits. Defendant Life Insurance Company of North America ("LINA") filed a motion to dismiss, and rather than respond to that motion, plaintiffs filed an amended complaint alleging a claim under the Employee Retirement Income Security Act ("ERISA"). Defendants then each filed renewed motions to dismiss the amended complaint, which the parties proceeded to brief. I have noticed that the initial motion, LINA's motion to dismiss the original complaint, is still pending.

Based on the subsequent filing of the amended complaint and renewed motions to dismiss, **IT IS HEREBY ORDERED** that LINA's motion to dismiss the original complaint (ECF No. 5) is **DENIED** as **MOOT**. I will address the renewed motions to dismiss in a separate order.

Dated at Milwaukee, Wisconsin, this 11th day of March, 2015.

s/ Lynn Adelman

LYNN ADELMAN
District Judge